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U.S. DISTRICT COURT E.D.N.Y.

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BROOKLYN OFFICE

November 8, 2018

VIA ECF

Honorable Nina Gershon
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Bow & Drape, Inc. v. Truly Commerce Inc. et al.*
Civil Action No. 18-cv-05066-NG-SJB
Our File No.: 37656.0001

Dear Judge Gershon:

We represent Plaintiff Bow & Drape, Inc. ("Bow & Drape"), and are writing on behalf of all parties to advise the Court of the briefing schedule as discussed during the pre-motion conference on October 24, 2018.

The parties have agreed to the following:

- Plaintiff withdraws its proposed motion for remand and Defendants waive any defense under FRCP 12(b)(5) relating to service of process.
- Defendants shall file their motion to transfer by November 30, 2018. Plaintiff shall file its opposition to the motion by December 14, 2018. There shall not be any reply briefs.

Thank you for your Honor's consideration.

Respectfully,



J. Gregory Lahr

cc: All Counsel (via ECF)

*To Order
in
/s/ Nina Gershon
USDI
Nov. 9, 2018*